



#9/13

PB

PATENT

ATTORNEY DOCKET NO. 053588-5004

4/1/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Junichi ICHIKAWA )  
Application No. 09/722,452 ) Group Art Unit: 2872  
Filed: November 28, 2000 ) Examiner: Euncha P. Cherry  
For: LIGHT SCANNING METHOD )  
AND LIGHT SCANNING DEVICE )

Commissioner for Patents  
Washington, DC 20231

Sir:

AMENDMENT

In response to the Office Action dated September 25, 2002 (Paper No. 6), the period for response to which has been extended through March 25, 2003 by the request for a three-month extension of time and fee filed concurrently herewith, please amend the above-identified application as follows:

IN THE CLAIMS:

Please amend claim 9 as follows:

9. (Amended) A light scanning device comprising:

a light source;

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In re Application of:

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Application No. 09/722,452

) Group Art Unit: 2872

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AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment in response to the Office Action dated September 25, 2002 (Paper No. 6).
2. Additional papers enclosed:

- Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent  
 Drawings:  Formal  Informal (Correction)  
 Information Disclosure Statement  
 Form PTO-1449, \_\_\_\_\_ references included  
 Citations  
 Declaration of Biological Deposit  
 Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$ 205.00
<input checked="" type="checkbox"/> three months	\$ 930.00	\$ 465.00
<input type="checkbox"/> four months	\$ 1,450.00	\$ 725.00

Extension of time fee due with this request: \$ 930.00.

If an additional extension of time is required, please consider this a Petition therefor.

- An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	10	minus	20	0	x \$18 each=	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	3	minus	3	0	x \$84 each=	+ \$0.00
[ ] First presentation of Multiple dependent claim(s)					\$280.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$0.00

6. Fee Payment

- No fee is to be paid at this time.
- Check in the amount of **\$930.00** for the three-month extension of time fee to Deposit Account No. 50-0310.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: March 24, 2003

By:


Paul A. Fournier  
Registration No. 41,023

Customer No. 09629

**MORGAN, LEWIS & BOCKIUS LLP**

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The PTO did not receive the following  
listed item(s). A check of \$ 930.00